

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OKLAHOMA

VIDEO GAMING TECHNOLOGIES, INC.,

Plaintiff,

vs.

CASTLE HILL STUDIOS LLC, *et al.*

Defendants.

CASE NO. 17-CV-00454-GKF-JFJ

**DECLARATION OF MATTHEW J. ANTONELLI IN SUPPORT OF
DEFENDANTS' MOTION TO EXCLUDE PLAINTIFF'S EXPERT YORAM WIND**

1. I am an attorney at Saul, Ewing, Arnstein & Lehr LLP, counsel for Defendants Castle Hill Studios LLC, Castle Hill Holdings LLC, and Ironworks Development LLC (together "Castle Hill"). I was admitted *pro hac vice* in this matter on October 27, 2017.

2. Attached as **Exhibit A** is a true and correct copy of the opening expert report of VGT's expert Yoram Wind, dated August 10, 2018.

3. Attached as **Exhibit B** is a true and correct copy of the reply report of VGT's expert Yoram Wind, dated September 14, 2018.

4. Attached as **Exhibit C** is a true and correct copy of the "corrected" opening report of VGT's expert Yoram Wind, dated September 24, 2018.

5. Attached as **Exhibit D** is a true and correct copy of the rebuttal report of Castle Hill's expert James T. Berger, dated August 31, 2018.

6. Attached as **Exhibit E** are true and correct excerpted pages from the September 20, 2018 deposition of VGT's expert Yoram Wind.

7. Attached as **Exhibit F** is a true and correct copy of the opening expert report of VGT's expert Stacy Friedman, dated August 10, 2018.

8. Attached as **Exhibit G** is a true and correct copy of a document VGT produced in discovery, which was marked as Exhibit 182 to the deposition of Jay Seigny.

9. Attached as **Exhibit H** are true and correct excerpted pages from the July 12, 2018 deposition of Jay Seigny.

10. Attached as **Exhibit I** are true and correct excerpted pages from the August 2, 2018 deposition of Don Kovach, taken pursuant to Rule 30(b)(6).

11. Attached as **Exhibit J** is a true and correct copy of a document VGT produced in discovery, which was marked as Exhibit 181 to the deposition of Jay Seigny.

12. Attached as **Exhibit K** is a true and correct copy of a document VGT produced in discovery, which was marked as Exhibit 179 to the deposition of Jay Seigny.

13. Attached as **Exhibit L** are true and correct excerpted pages from the May 23, 2018 deposition of James Starr.

14. Attached as **Exhibit M** is a true and correct copy of a document VGT produced in discovery, which was marked as Exhibit 178 to the deposition of Jay Seigny.

15. Attached as **Exhibit N** is a document showing side-by-side an image of Mr. Money Bags VGT included in its Amended Complaint with the image used in the Wind Survey.

16. Attached as **Exhibit O** is a true and correct copy of a Memorandum by Dr. Yoram (Jerry) Wind, dated September 24, 2018 provided contemporaneously with his “corrected” opening expert report.

17. I declare under penalty of perjury that the foregoing is true and correct.
Executed on October 12, 2018 in Washington, District of Columbia.

/s/ Matthew J. Antonelli
Matthew J. Antonelli

CERTIFICATE OF SERVICE

I hereby certify that on this 12th day of October, 2018, I caused an unredacted copy of the foregoing Declaration to be served on the following counsel for Plaintiff who have consented to email service, via email:

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